

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

DAN MUELLER

## SUMMONS IN A CIVIL CASE

v.

CASE NUMBER:

MERCK & CO., INC.

**07 CIV. 4857**

TO: (Name and address of defendant)

Merck & Co., Inc.  
C/O C T CORPORATION SYSTEM  
111 EIGHTH AVENUE  
NEW YORK, NEW YORK, 10011

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

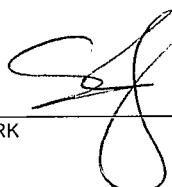
**J. MICHAEL McMAHON**

JUN - 7 2007

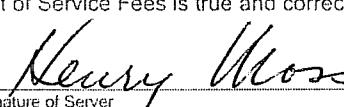
CLERK

DATE

(BY) DEPUTY CLERK



AO 440 (Rev. 10/93) Summons In a Civil Action -SDNY WEB 4/99

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me <sup>(1)</sup>	DATE June 14, 2007 @ 2:30 PM	
NAME OF SERVER (PRINT) Henry Moss	TITLE Licensed Process Server	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____	_____	
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____	_____	
<input type="checkbox"/> Returned unexecuted: _____	_____	
<input checked="" type="checkbox"/> Other (specify): Personal service on Elena Bou, Process Specialist at CT Corp. Systems, the Registered Agent of Merck & Co., Inc. Service was executed at 111 Eighth Avenue, New York, NY 10011.		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on Date	June 14, 2007	
		Signature of Server
102 East 22nd Street, New York, NY 10010		Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.